

Message Text

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ORIGIN ARA-10

INFO OCT-01 EUR-12 ISO-00 L-03 EB-07 SP-02 AID-05 NSC-05

CIEP-01 TRSE-00 SS-15 STR-04 OMB-01 CEA-01 COME-00

IO-10 CIAE-00 DODE-00 PM-03 H-02 INR-07 NSAE-00 PA-01

PRS-01 USIA-06 /097 R

DRAFTED BY ARA/CCA;EPSMITH;YT

APPROVED BY ARA/CCA:CGLEYSTEN

EUR/NE:SWORREL

L/ARA:MKOZAK

EB/TT/MA:RBANK

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R 031328Z JUN 75

FM SECSTATE WASHDC

TO AMEMBASSY LONDON

LIMITED OFFICIAL USE STATE 128645

E.O. 11652: N/A

TAGS: EWWT, CU

SUBJECT:SHIPPING TO CUBA

REF: LONDON 07579

1. UNITED STATES TRADE RESTRICTIONS AGAINST CUBA REMAIN UNALTERED. SECRETARY KISSINGER STRESSED IN HOUSTON SPEECH MARCH 1 THAT UNITED STATES CONSIDERS ITSELF BOUND, AS A MATTER OF INTERNATIONAL LAW, BY THE COLLECTIVE WILL OF ORGANIZATION OF AMERICAN STATES REFLECTED IN MULTILATERAL SANCTIONS VOTED AGAINST CUBA IN 1964. THE SECRETARY ADDED THAT THERE CAN BE NO CHANGE IN U.S. BILATERAL RELATIONS WITH CUBA AS LONG AS OAS MANDATE REMAINS IN FORCE.

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2. U.S. LEGISLATIVE AND ADMINISTRATIVE CONSTRAINTS FOUND

IN PARAGRAPHS 620(A) (1) AND (3) OF THE FOREIGN ASSISTANCE ACT, SECTION 103 OF P.L. 480, NSAM 220 AND THE EXPORT ADMINISTRATION ACT OF 1974 INVOLVE MEASURES AGAINST STATES WHICH DO NOT TAKE STEPS TO PREVENT THEIR SHIPS AND AIRCRAFT UNDER THEIR REGISTRY FROM CARRYING GOODS AND MATERIEL TO CUBA. MOREOVER, INDIVIDUAL VESSELS WHICH HAVE BEEN ENGAGED IN THE CUBA TRADE SINCE 1963, ARE PROHIBITED FROM

BUNKERING OR SERVICING IN PORTS UNDER U.S. JURISDICTION WITHOUT A SPECIAL LICENSE, AND FROM CARRYING U.S. GOVERNMENT FINANCED CARGOS. CONSISTENT U.S. GOVERNMENT POLICY HAS BEEN AND CONTINUES TO BE TO DENY REQUESTS FOR EXCEPTIONS TO THESE PROVISIONS, EXCEPT IN CASES INVOLVING MARITIME EMERGENCIES OR OTHER SPECIAL FACTORS. WHERE VIOLATIONS HAVE OCCURRED, WE HAVE APPLIED THE REQUIRED MEASURES. WE WOULD WELCOME ANY EVIDENCE THAT PROHIBITIONS REGARDING CUBA TRADE HAVE BEEN IGNORED.

3. IT IS NOT POSSIBLE FOR US TO GRANT EXCEPTIONS AS REQUESTED BY MR. LYONS UNDER CURRENT CUBAN POLICY WHICH REMAINS UNCHANGED.

MAW

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: EAST WEST TRADE, POLICIES, SHIPS, SANCTIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 03 JUN 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: RowellE0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE128645
Document Source: CORE
Document Unique ID: 00
Drafter: CCA;EPSMITH;YT
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750193-0836
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750685/aaaadaaj.tel
Line Count: 84
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN ARA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 75 LONDON 07579
Review Action: RELEASED, APPROVED
Review Authority: RowellE0
Review Comment: n/a
Review Content Flags:
Review Date: 21 MAY 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <21 MAY 2003 by MartinML>; APPROVED <04 NOV 2003 by RowellE0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: HIPPIING TO CUBA
TAGS: EWWT, CU
To: LONDON
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006